
By: **Delegates McMillan, Hogan, Weldon, Bartlett, Bohanan, Boschert, Boteler, Bromwell, Brown, Burns, Cadden, V. Clagett, Cluster, Cryor, DeBoy, Donoghue, Dumais, Dwyer, Elliott, Elmore, Fulton, Gilleland, Glassman, Griffith, Hennessy, Holmes, Impallaria, Jameson, Jennings, Kach, Kelly, Leopold, McComas, McDonough, McKee, Miller, Minnick, Mitchell, Myers, Parker, Quinter, Shank, Simmons, Smigiel, Sophocleus, Sossi, Stocksdale, Stull, Trueschler, Vaughn, and Zirkin**

Introduced and read first time: January 23, 2004
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Higher Education - In-State Tuition for United States Military Personnel**
3 **and Dependents Act**

4 FOR the purpose of establishing by statute that certain military personnel,
5 dependents of military personnel, and certain veterans are exempt from paying
6 nonresident tuition at certain public institutions of higher education under
7 certain circumstances; requiring the Maryland Higher Education Commission to
8 adopt certain regulations; and generally relating to tuition charges for certain
9 individuals attending public institutions of higher education in the State.

10 BY adding to
11 Article - Education
12 Section 15-106.3
13 Annotated Code of Maryland
14 (2001 Replacement Volume and 2003 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article - Education**

18 15-106.3.

19 (A) THIS SECTION APPLIES TO THE FOLLOWING INDIVIDUALS:

20 (1) AN ACTIVE DUTY MEMBER OF THE UNITED STATES ARMED FORCES;

21 (2) THE SPOUSE OF AN ACTIVE DUTY MEMBER OF THE UNITED STATES
22 ARMED FORCES;

1 (3) THE FINANCIALLY DEPENDENT CHILD OF AN ACTIVE DUTY MEMBER
2 OF THE UNITED STATES ARMED FORCES; OR

3 (4) AN HONORABLY DISCHARGED VETERAN OF THE UNITED STATES
4 ARMED FORCES.

5 (B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, AN
6 INDIVIDUAL DESCRIBED IN SUBSECTION (A) OF THIS SECTION IS EXEMPT FROM
7 PAYING NONRESIDENT TUITION AT A PUBLIC INSTITUTION OF HIGHER EDUCATION
8 IN THE STATE IF:

9 (1) THE ACTIVE DUTY MEMBER REFERRED TO IN SUBSECTION (A) OF
10 THIS SECTION:

11 (I) IS STATIONED IN THIS STATE;

12 (II) RESIDES IN THIS STATE; OR

13 (III) IS DOMICILED IN THIS STATE; OR

14 (2) THE HONORABLY DISCHARGED VETERAN PRESENTS THE
15 FOLLOWING DOCUMENTATION WITHIN 1 YEAR AFTER THE VETERAN'S DISCHARGE:

16 (I) EVIDENCE THAT THE VETERAN ATTENDED A PUBLIC OR
17 PRIVATE SECONDARY SCHOOL IN THIS STATE FOR AT LEAST 3 YEARS; AND

18 (II) DOCUMENTATION THAT THE VETERAN GRADUATED FROM A
19 PUBLIC OR PRIVATE SECONDARY SCHOOL IN THIS STATE OR RECEIVED THE
20 EQUIVALENT OF A HIGH SCHOOL DIPLOMA IN THIS STATE.

21 (C) THE COMMISSION SHALL ADOPT REGULATIONS IN ACCORDANCE WITH
22 TITLE 10, SUBTITLE 1 OF THE STATE GOVERNMENT ARTICLE TO IMPLEMENT THE
23 PROVISIONS OF THIS SECTION.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
25 July 1, 2004.